10706300 - GAUA

Docket No.: GLAUKO.1C3CP1

February 21, 2007 - Page 1 of 1

Please Direct All Correspondence to Customer Number 20995

# TRANSMITTAL LETTER

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicant

Hosheng Tu, et al.

App. No

10/706,300

Filed

November 12, 2003

For

GLAUCOMA IMPLANT WITH

THERAPEUTIC AGENTS

Examiner

Leslie R. Deak

Art Unit

3761

### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

February 21, 2007

Walter S. Wu, Reg. No. 50,816

# **Mail Stop Amendment**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Supplemental Information Disclosure Statement and PTO/SB/08 equivalent listing references for consideration:
  - (X) Listing 272 references.
  - (X) Enclosing 61 references.
- (X) A check in the amount of \$180 to cover the above fee is enclosed.
- (X) Return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

Walter S. Wu

Registration No. 50,816

Attorney of Record

Customer No. 20,995

(949) 760-0404

3451467 022107

Customer No. 20,995

Docket No.: GLAUKO.1C3CP1

FEB 2 3 1001 SUPPLEMENTAL

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February 21, 2007

(Date)

Walter S. Wu, Reg. No. 50,816

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application is a PTO/SB/08 Equivalent listing 272 references to be considered by the Examiner. Also enclosed are 61 foreign patent references and/or non-patent literature as listed on the Supplemental Information Disclosure Statement.

This Supplemental Information Disclosure Statement is being filed before the mailing date of a final action and before the mailing of a Notice of Allowance. This Statement is accompanied by the fees set forth in 37 C.F.R. § 1.17(p). The Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

2/20/07

02/27/2007 RMEBRAHT 00000084 10706300

01 FC:1806

180.00 OP

By:\_\_

Walter S. Wu

Registration No. 50,816

Attorney of Record

Customer No. 20,995

(949) 760-0404

3451423 022107

# SUPPLEMENTAL INFORMATION **DISCLOSURE** STATEMENT BY APPLICANT

(Multiple sheets used when necessary) SHEET 1 OF 11

Application No.	10/706,300	
Filing Date	November 12, 2003	OTE
First Named Inventor	Hosheng Tu, et al.	/ <b>2</b>
Art Unit	3761	FEB 2 3 7007
Examiner	Leslie R. Deak	\ <b>B</b>
Attorney Docket No.	GLAUKO.1C3CP1	Why we co
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			U.S. PATENT I	DOCUMENTS		
Examiner Cite No.		Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	
/LD/	1	DES 490,152	05-18-2004	Myall et al.		
888888	2	RE35,390	12-03-1996	Smith		
0000000	3	3,788,327	01-29-1974	Donowitz et al.		
000000	4	4,037,604	07-26-1977	Newkirk		
	5	4,113,088	09-01-1978	Binkhorst		
	6	4,168,697	09-25-1979	Cantekin		
000000000000000000000000000000000000000	7	4,175,563	11-27-1979	Arenberg et al.		
	8	4,402,681	09-06-1983	Haas et al.		
000000	9	4,428,746	01-31-1984	Mendez		
	10	4,501,274	02-26-1985	Skjaerpe		
000000	11	4,521,210	06-04-1985	Wong		
3000000	12	4,554,918	11-26-1985	White		
000000	13	4,583,224	04-15-1986	Ishii, et al.		
0000000	14	4,604,087	08-05-1986	Joseph		
	15	4,632,842	12-30-1986	Karwoski et al.		
000000	16	4,634,418	01-06-1987	Binder		
00000	17	4,718,907	01-12-1988	Karwoski et al.		
00000	18	4,722,724	02-02-1988	Schocket		
000000	19	4,733,665	03-29-1988	Palmaz		
000000	20	4,750,901	06-14-1988	Molteno		
000000	21	4,787,885	11-29-1988	Binder		
000000	22	4,804,382	02-14-1989	Turina et al.		
00000	23	4,820,626	04-11-1989	Williams et al.		
	24	4,846,172	07-11-1989	Berlin	00000	
- 8 	25	4,846,793	07-11-1989	Leonard et al.		
800000	26	4,853,224	08-01-1989	Wong		
	27	4,863,457	09-05-1989	Lee		
V	28	4,883,864	11-28-1989	Scholz		
/LD/	29	4,886,488	12-12-1989	White		

/Leslie Deak/ 08/16/2007 **Examiner Signature Date Considered** 

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SUPPLEMENTAL INFORMATION	Application No.	10/706,300
DISCLOSURE	Filing Date	November 12, 2003
DISCLUSURE	First Named Inventor	Hosheng Tu, et al.
STATEMENT BY APPLICANT	Art Unit	3761
(Multiple sheets used when necessary)	Examiner	Leslie R. Deak
SHEET 2 OF 11	Attorney Docket No.	GLAUKO.1C3CP1

			U.S. PATENT I	DOCUMENTS	
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
/LD/	30	4,900,300	02-13-1990	Lee	90000
	31	4,936,825	06-26-1990	Ungerleider	
	32	4,946,436	08-07-1990	Smith	
	33	4,968,296	11-06-1990	Ritch et al.	
2000000	34	4,997,652	03-05-1991	Wong	
	35	5,041,081	08-20-1991	Odrich	
	<b>36</b> 5,073,163	5,073,163	12-17-1991	Lippman	
20000000	37	5,092,837	03-03-1992	Ritch et al.	
	38	5,095,887	03-17-1992	Leon et al.	
	39	5,127,901	07-07-1992	Odrich	
	40	5,129,895	07-14-1992	Vassiliadis et al.	
	41	5,164,188	11-17-1992	Wong	
***************************************	42	5,171,213	12-15-1992	Price, Jr.	
000	43	5,178,604	01-12-1993	Baerveldt et al.	
00000	44	5,180,362	01-19-1993	Worst	
	45	5,207,685	05-04-1993	Cinberg, et al.	
***************************************	46	5,246,451	09-21-1993	Trescony et al.	
	47	5,290,295	03-01-1994	Querals et al.	
***************************************	48	5,300,020	04-05-1994	L'Esperance, Jr.	
	49	5,318,513	06-07-1994	Leib et al.	8
	50	5,334,137	08-02-1994	Freeman	
	51	5,338,291	08-16-1994	Speckman et al.	
	52	5,346,464	09-13-1994	Camras	
***************************************	53	5,360,399	11-01-1994	Stegmann	
	54	5,370,607	12-06-1994	Memmen	
	55	5,370,641	12-06-1994	O'Donnell, Jr.	
7/	56	5,372,577	12-13-1994	Ungerleider	
V	57	5,397,300	03-14-1995	Baerveldt et al.	
/LD/	58	5,433,701	07-18-1995	Rubinstein	8

Examiner Signature	/Leslie Deak/	Date Considered	08/16/2007	<del></del>
		 <del></del>		

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>្</sup>រើ - Place a check Infaritifie អាចតាមតែ Wife ការា English ដល់បានបង្ហាញក្នុង នៅក្នុងស្រុក ERE INFO THROUGH /ID

SUPPLEMENTAL INFORMATION	Application No.	10/706,300
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DISCLOSURE	First Named Inventor	Hosheng Tu, et al.
STATEMENT BY APPLICANT	Art Unit	3761
(Multiple sheets used when necessary)	Examiner	Leslie R. Deak
SHEET 3 OF 11	Attorney Docket No.	GLAUKO.1C3CP1

			U.S. PATENT	OCUMENTS	
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
/LD/	59	5,443,505	08-22-1995	Wong, et al.	
×	60	5,454,796	10-03-1995	Krupin	
000	61	5,472,440	12-05-1995	Beckman	
00000	62	5,476,445	12-19-1995	Baerveldt et al.	
0000	63	5,486,165	01-23-1996	Stegmann	
000000	64	5,516,522	05-14-1996	Peyman et al.	
0000	65	5,520,631	05-28-1996	Nordquist et al.	
00000	66	5,557,453	09-17-1996	Schalz et al.	
0000000	67	5,558,629	09-24-1996	Baerveldt et al.	
000000	68	5,558,630	09-24-1996	Fisher	
, , , , , , , , , , , , , , , , , , ,	69	5,558,637	09-24-1996	Allonen et al.	
00	70	5,562,641	10-08-1996	Flomenblit et al.	
0000000	71	5,601,094	02-11-1997	Reiss	
0000000	72	5,601,549	02-11-1997	Miyagi	
000000	73	5,626,558	05-06-1997	Suson	
0000	74	5,626,559	05-06-1997	Solomon	
00000	75	5,639,278	06-17-1997	Dereume et al.	
000	76	5,651,783	07-29-1997	Reynard	
000000	77	5,665,114	09-09-1997	Weadock et al.	
00000	78	5,670,161	09-23-1997	Healy et al.	
0000000	79	5,676,679	10-14-1997	Simon et al.	
0000000	80	5,681,275	10-28-1997	Ahmed	
000000	81	5,681,323	10-28-1997	Arick	
0000	82	5,702,414	12-30-1997	Richter et al.	
0000000	83	5,702,419	12-30-1997	Berry et al.	
0000000	84	5,704,907	01-06-1998	Nordquist et al.	
000000	85	5,713,844	02-03-1998	Peyman	
V	86	5,723,005	03-03-1998	Herrick	
LØ/	87	5,741,333	04-21-1998	Frid	

<del>, ·</del>			
Examiner Signature	/Leslie Deak/	Date Considered	08/16/2007

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

### Application No. 10/706,300 SUPPLEMENTAL INFORMATION Filing Date November 12, 2003 **DISCLOSURE** First Named Inventor Hosheng Tu, et al. STATEMENT BY APPLICANT Art Unit 3761 (Multiple sheets used when necessary) Examiner Leslie R. Deak SHEET 4 OF 11 Attorney Docket No. GLAUKO.1C3CP1

	U.S. PATENT DOCUMENTS							
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear			
/LD/	88	5,743,868	04-28-1998	Brown et al.				
000000	89	5,752,928	05-19-1998	De Roulhac et al.	000000000000000000000000000000000000000			
0000	90	5,766,242	06-16-1998	Wong, et al.				
00000	91	5,766,243	06-16-1998	Christensen et al.				
800	92	5,785,674	07-28-1998	Mateen	00000			
	93	5,807,302	09-15-1998	Wandel				
000000	94	5,810,870	09-22-1998	Myers et al.				
	95	5,824,072	10-20-1998	Wong				
00000	96	5,830,139	11-03-1998	Abreu				
00000	97	5,830,171	11-03-1998	Wallace				
000000	98	5,833,694	11-10-1998	Poncet, Philippe	0000			
00000	99	5,836,939	11-07-1998	Negus et al.				
00000	100	5,865,831	02-02-1999	Cozean et al.	0000			
0000000	101	5,868,697	02-09-1999	Richter et al.				
0000000	102	5,879,319	03-09-1999	Pynson et al.				
0000000	103	5,882,327	03-16-1999	Jacob				
000000	104	5,886,822	03-23-1999	Spitzer				
000000	105	5,893,837	04-13-1999	Eagles et al.				
00000	106	5,908,449	06-01-1999	Bruchman et al.				
300000	107	5,932,299	08-03-1999	Katoot				
000000	108	5,968,058	10-19-1999	Richter et al.				
000000000000000000000000000000000000000	109	5,980,928	11-09-1999	Terry, Paul B.				
000000	110	5,981,598	11-09-1999	Tatton				
00000	111	6,004,302	12-21-1999	Brierley				
800000	112	6,007,510	12-28-1999	Nigam	00000000			
	113	6,007,511	12-28-1999	Prywes	000000			
	114	6,033,434	03-07-2000	Borghi				
V	115	6,045,557	04-04-2000	White et al.	000000			
7LD/	116	6,050,970	04-18-2000	Baerveldt	8			

Examiner Signature	/Leslie Deak/	Date Considered	08/16/2007	

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

### 10/706,300 Application No. SUPPLEMENTAL INFORMATION Filing Date November 12, 2003 **DISCLOSURE** First Named Inventor Hosheng Tu, et al. STATEMENT BY APPLICANT Art Unit 3761 (Multiple sheets used when necessary) Examiner Leslie R. Deak SHEET 5 OF 11 Attorney Docket No. GLAUKO.1C3CP1

	U.S. PATENT DOCUMENTS							
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear			
/LD/	117	6,050,999	04-18-2000	Paraschac et al.				
	118	6,059,772	05-09-2000	Hsia et al.				
	119	6,059,812	05-09-2000	Clerc et al.				
***************************************	120	6,063,116	05-16-2000	Kelleher				
	121	6,063,396	05-16-2000	Kelleher				
000	122	6,071,286	06-06-2000	Mawad				
	123	6,077,299	06-20-2000	Adelberg et al.				
-	124	6,102,045	08-15-2000	Nordquist et al.				
	125	6,142,990	11-07-2000	Burk				
0000	126	6,165,210	12-26-2000	Lau et al.				
000	127	6,168,575	01-02-2001	Soltanpour				
	128	6,174,305	01-16-2001	Mikus et al.				
***************************************	129	6,186,974	02-13-2001	Allan, et al.	8			
2000	130	6,187,016	02-13-2001	Hedges et al.				
	131	6,193,656	02-27-2001	Jeffries et al.				
	132	6,197,056	03-06-2001	Schachar				
***************************************	133	6,203,513	03-20-2001	Yaron et al.				
	134	6,217,895	04-17-2001	Guo, et al.				
	135	6,228,873	05-08-2001	Brandt et al.				
	136	6,231,597	05-15-2001	Deem et al.				
	137	6,241,721	06-05-2001	Cozean et al.				
	138	6,251,090	06-26-2001	Avery, et al.				
	139	6,254,612	07-03-2001	Hieshima				
	140	6,261,256	07-17-2001	Ahmed				
	141	6,266,182	07-24-2001	Morita				
- X	142	6,268,398	07-31-2001	Ghosh et al.	1			
	143	6,287,313	09-11-2001	Sasso				
V	144	6,299,895	10-09-2001	Hammang, et al.	0000			
/LD/	145	6,331,313	12-18-2001	Wong, et al.				

Examiner Signature	/Leslie Deak/	 Date Considered	08/16/2007	
- Orginature		 Date Considered		

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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			U.S. PATENT	DOCUMENTS		
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	
/LD/	146	6,342,058	01-29-2002	Portney		
	147	6,348,042	02-19-2002	Warren, Jr.		
00000	148	6,375,642	04-23-2002	Grieshaber et al.		
000000	149	6,413,540	07-02-2002	Yaacobi		
	150	6,416,777	07-09-2002	Yaacobi		
	151	6,428,501	08-06-2002	Reynard		
0000000	152	6,436,427	08-20-2002	Hammang, et al.		
3000000	153	6,450,937	09-17-2002	Mercereau et al.		
	154	6,450,984	09-17-2002	Lynch et al.		
	155	6,464,724	10-15-2002	Lynch et al.		
0000000	156	6,524,275	02-25-2003	Lynch et al.		
000000	157	6,530,896	03-11-2003	Elliott, James B		
000000	158	6,533,768	03-18-2003	Hill		
000000	159	6,544,249	04-08-2003	Yu et al.		
00000	160	6,548,078	04-15-2003	Guo, et al.		
0000000	161	6,579,235	06-17-2003	Abita et al.		
000000	162	6,585,680	07-01-2003	Bugge		
0000000	163	6,595,945	07-22-2003	Brown		
2000000	164	6,622,473	09-23-2003	Lynch et al.		
000000	165	6,626,858	09-30-2003	Lynch et al.		
000000	166	6,629,981	10-07-2003	Bui et al.		
000000	167	6,638,239	10-28-2003	Bergheim et al .		
	168	6,666,841	12-23-2003	Gharib et al .		
000000	169	6,699,211	03-02-2004	Savage		
	170	6,736,791	05-18-2004	Tu et al .		
0000000	171	6,780,165	08-24-2004	Kadziauskas , et al.		
	172	6,783,544	08-31-2004	Lynch et al.		
V	173	6,827,699	12-07-2004	Lynch et al.		
/LD/	174	6,827,700	12-07-2004	Lynch et al.		

	····		
Examiner Signature	/Leslie Deak/	Date Considered	08/16/2007

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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### 10/706,300 Application No. SUPPLEMENTAL INFORMATION Filing Date November 12, 2003 **DISCLOSURE** First Named Inventor Hosheng Tu, et al. STATEMENT BY APPLICANT 3761 Art Unit Leslie R. Deak (Multiple sheets used when necessary) Examiner GLAUKO.1C3CP1 SHEET 7 OF 11 Attorney Docket No.

			U.S. PATENT I	DOCUMENTS		
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Whe Relevant Passages or Releva Figures Appear	
/LD/	175	6,955,656	10-18-2005	Bergheim et al.		
2000000	176	7,033,603	04-25-2006	Nelson, et al.		
000000000000000000000000000000000000000	177	7,094,225	08-22-2006	Tu et al.		
	178	7,135,009	11-14-2006	Tu et al.		
0000	179	2002/0013546	01-31-2002	Grieshaber et al.		
	180	2002/0013572	01-31-2002	Berlin		
00000	181	2002/0072673	06-13-2002	Yamamoto et al.		
3000000	182	2002/0099434	07-25-2002	Buscemi et al.		
0000	183	2002/0133168	09-12-2002	Smedley et al .		
00000	184	2002/0143284	10-03-2002	Tu et al .		
	185	2002/0169130	11-14-2002	Tu et al .		
000000	186	2002/0188308	12-12-2002	Tu et al .		
3000000	187	2003/0009124	01-09-2003	Lynch, et al.		
000	188	2003/0055372	03-20-2003	Lynch, et al.	00000	
0000	189	2003/0060752	03-27-2003	Bergheim et al .		
00000000	190	2003/0069637	04-10-2003	Lynch, et al.		
000000	191	2003/0088260	05-08-2003	Smedley et al .		
9000000	192	2003/0097151	05-22-2003	Smedley et al .	000000000000000000000000000000000000000	
9000000	193	2003/0120200	06-26-2003	Bergheim et al .		
999999	194	2003/0181848	09-25-2003	Bergheim et al .		
0000000	195	2003/0187384	10-02-2003	Bergheim et al .		
000000	196	2003/0187385	10-02-2003	Bergheim et al .		
000000	197	2003/0220602	11-27-2003	Lynch, et al.		
000000	198	2003/0220603	11-27-2003	Lynch, et al.		
2000000	199	2003/0229303	12-11-2003	Haffner et al .		
9000000	200	2003/0236483	12-25-2003	Ren, David H.	000000000000000000000000000000000000000	
-	201	2003/0236484	12-25-2003	Lynch, et al.		
V	202	2004/0024345	02-05-2004	Gharib et al .		
/LD/	203	2004/0050392	03-18-2004	Tu et al .	0000	

	Examiner Si	gnature	/Leslie Deak/			Date Considered	08/16/2007	
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SUPPLEMENTAL INFORMATION	Application No.	10/706,300
	Filing Date	November 12, 2003
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STATEMENT BY APPLICANT	Art Unit	3761
(Multiple sheets used when necessary)	Examiner	Leslie R. Deak
SHEET 8 OF 11	Attorney Docket No.	GLAUKO.1C3CP1

	U.S. PATENT DOCUMENTS							
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear			
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SUPPLEMENTAL INFORMATION	Application No.	10/706,300
	Filing Date	November 12, 2003
DISCLOSURE	First Named Inventor	Hosheng Tu, et al.
STATEMENT BY APPLICANT	Art Unit	3761
(Multiple sheets used when necessary)	Examiner	Leslie R. Deak
SHEET 9 OF 11	Attorney Docket No.	GLAUKO.1C3CP1

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